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COMMISSION

2012 MAY 24 PM 2:41

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**BEFORE THE FEDERAL ELECTION COMMISSION**

In the Matter of )  
 ) MUR 6500  
The American Way-Durant 2012 and )  
Walter Czarnecki, in his official )  
capacity as treasurer, W. Clark Durant, )  
in his individual capacity; New )  
Common School Foundation; )  
Cornerstone Schools Association )

**CERTIFICATION**

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on May 22, 2012, do hereby certify that the Commission decided by a vote of 6-0 to take the following actions in MUR 6500:

1. Find no reason to believe that New Common School Foundation, its Board members, The American Way – Durant 2012 and Walter Czarnecki, in his official capacity as treasurer, and W. Clark Durant violated 2 U.S.C. § 441b(a) or 11 C.F.R. §§ 114.2(f)(1) and 300.61 in connection with New Common School Foundation obtaining legal advice regarding Durant’s candidacy.
2. Find no reason to believe that Cornerstone Schools Association and the American Way – Durant 2012 and Walter Czarnecki, in his official capacity as treasurer, violated 2 U.S.C. § 441b(a) or 11 C.F.R. § 114.4(c)(6)(i) and (ii) in connection with an email advertising the event at which W. Clark Durant announced his candidacy.
3. Find no reason to believe that Cornerstone Schools Association and The American Way – Durant 2012 and Walter Czarnecki, in his official capacity as treasurer, violated 2 U.S.C. § 441b(a) by making or receiving a prohibited in-kind corporate contribution in the form of a CSA television advertisement.

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4. Find no reason to believe that Cornerstone Schools Association and The American Way -- Durant 2012 and Walter Czamecki, in his official capacity as treasurer, violated 2 U.S.C. § 441b(a) by allowing W. Clark Durant the use of its facility at less than the usual and normal cost.
5. Find no reason to believe that Cornerstone Schools Association and The American Way -- Durant 2012 and Walter Czamecki, in his official capacity as treasurer, violated 2 U.S.C. § 441b(a) by the use of Cornerstone Schools Association's publicly available YouTube video in the Committee's campaign mailer.
6. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated April 10, 2012 with revisions to the Factual and Legal Analyses as previously circulated and pursuant to the meeting discussion.
7. Approve the appropriate letters.
8. Close the file.

Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

May 23, 2012  
Date

Shelley E. Gair  
Shelley E. Gair  
Deputy Secretary of the Commission

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